

MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, FEBRUARY 2, 1999
COUNTY COMMISSIONERS CHAMBERS
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

Commissioners Present: Kathy Campbell, Chair
Bernie Heier
Larry Hudkins
Linda Steinman
Bob Workman

Others Present: Norm Agena, County Assessor
Kerry Eagan, Chief Administrative Officer
Diane Staab, Deputy County Attorney
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, January 26, 1999. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

MOTION: Hudkins moved and Steinman seconded approval of the minutes of January 26, 1999. On call Hudkins, Heier, Workman and Steinman voted aye. Campbell abstained. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 73 additions and deductions to the tax assessment rolls per Exhibit A. (1999169) (1999166)

MOTION: Steinman moved and Heier seconded approval. On call Heier, Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

- 3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Goodwill Industries Serving Southeast Nebraska Inc.
Madonna Rehabilitation Hospital
Nebraskans for Public Television, Inc.
New Bethel Bibleway Apostolic Church
Saint John's Bus Corp
Saint Monica's
The Salvation Army
Temple Baptist Church
Wyuka Cemetery

MOTION: Steinman moved and Workman seconded approval of motor vehicle tax exemptions for Goodwill Industries Serving Southeast Nebraska Inc, Madonna Rehabilitation Hospital, Nebraskans for Public Television, Inc., New Bethel Bibleway Apostolic Church, Saint John's Bus Corp, The Salvation Army, Temple Baptist Church and Wyuka Cemetery and to approve a motor vehicle tax exemption for St. Monica's subject to the vehicle(s) being titled and registered to the applicant. On call Steinman, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

4) **ADJOURNMENT:**

By direction of the Chair the meeting was adjourned.

Gwen Thorpe
Deputy County Clerk

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Others Present: Kerry Eagan, Chief Administrative Officer
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- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, January 26, 1999. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

MOTION: Hudkins moved and Steinman seconded approval of the minutes of January 26, 1999. On call Hudkins, Heier, Workman and Steinman voted aye. Campbell abstained. Motion carried.

- 2) **CLAIMS:** Approval of all claims processed through Tuesday, February 2, 1999.

MOTION: Steinman moved and Heier seconded approval. On call Heier, Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

- 3) **ITEMS OF PUBLIC PARTICIPATION:**

The Commissioners Award of Excellence for January, 1999 was presented to Mitch Novak, an employee in the Corrections Department. (1999116)

4) **PUBLIC HEARINGS:**

Comprehensive Plan Amendment Number 94-31, requested by the Interim Director of Planning, amending the 1994 Lincoln/Lancaster County Comprehensive Plan to amend the land use plan and add text regarding land use, infrastructure and resources for the "S1 and S2" sub-basins, contained within an area from approximately South 14th Street on the west to South 48th Street on the east; from one-half mile south of Pine Lake Road on the north to Saltillo Road on the south, consisting of 2,876.1 acres. (199919) (1999179)

The Chair reconvened the public hearing.

Mike DeKalb, Planning Department, distributed documentation pertaining to proposed amendments to the S1 and S2 Subarea Plan (Exhibit A). Those amendments are as follows:

Add the following language to Page 19 of the S1 and S2 Subarea Plan:

A. The City and County will work to establish more specific guidelines regarding buffer width and vegetative composition, based on an examination of guidelines established by other resource agencies. Until further review is possible, information regarding buffers available from the Lower Platte South Natural Resources District, the Natural Resources Conservation Service and the U.S. Army Corps of Engineers will be used as a general guideline for review.

Until more specific guidelines are established, buffer width should, as a minimum, be determined according to the U.S. Army Corps of Engineers formula which has been incorporated into the draft recommendations for the Stormwater Basin Planning Project: minimum buffer width equals the channel bottom width plus 60 feet plus six times the channel depth.

B. Representatives of the applicant agree that the commercial area should not be indicated next to the park and that the Subarea Plan map be amended to designate that 800 feet east of South 27th Street, north of Yankee Hill Road and south of Porter Park remain as agriculture at the present time.

4) **PUBLIC HEARINGS CONTINUED:**

DeKalb suggested that the County Board direct the County Attorney to work with the City Attorney in developing language in relation to designating the 800 feet as agriculture.

The Chair asked if anyone wished to provide additional testimony.

Gwen Thorpe, Deputy County Attorney, issued the oath to Melva Plouzek.

Melva Plouzek, 1111 Mockingbird Lane, stated that Wilderness Park is under increasing pressure and that a thesis paper prepared by Robert Klein should be included in the record with the study conducted by the Ecological Advisory Committee.

She also stated she is concerned that they will lose Wilderness Park if people don't do more on its behalf.

The Chair asked if anyone else wished to testify.

No one appeared and the public hearing was closed.

MOTION: Steinman moved and Workman seconded approval of Comprehensive Plan Amendment 94-31 to include proposed amendments (a) establishing more specific guidelines regarding buffer width and vegetative composition, based on an examination of guidelines established by other resource agencies; (b) to eliminate the commercial area on the map next to the park and amend the Subarea Plan map designating approximately 800 feet to the east of South 27th Street, north of Yankee Hill Road and south of Porter Park as agriculture at the present time and (c) direct the County Attorney to work with the City Attorney in relation to specific language regarding amendment b. On call Workman, Hudkins, Campbell, Steinman and Heier voted aye. Motion carried.

5) **NEW BUSINESS:**

A. A First Amendment and Restatement of an agreement in relation to the paving of Yankee Hill Road from South 14th Street to South 27th Street, at fees as outlined in the agreement. (1999180)

6) **NEW BUSINESS CONTINUED:**

This item was deferred to Tuesday, February 9, 1999.

B. Approval of Keno Prevention Fund Grant recommendations for the following: (1999162)

- 7 Asian Community & Cultural Center, in the amount of \$3,750, for a school-family-community liaison program
- 7 Bright Lights, Inc., in the amount of \$1,875, for scholarship awards for children
- 7 People's City Mission, in the amount of \$2,500, to provide case management to families
- 7 Fresh Start, Inc., in the amount of \$7,500, to hire a Day Coordinator to provide case management and assist residents in meeting their goals
- 7 Heartland Big Brothers/Big Sisters, in the amount of \$5,000, to conduct a public relations campaign for targeted minority Big Brothers
- 7 KZUM Radio, in the amount of \$2,500, to continue the HIV media project
- 7 Lincoln Interfaith Council, in the amount of \$5,875, to address the needs and orientation services to Middle East refugees in Lincoln
- 7 Lincoln Medical Education Foundation, in the amount of \$5,000, for an anti-binge drinking strategy working with students in five pilot area colleges

Susan Lonn, Chair of the Keno Prevention Fund Advisory Board, appeared and stated in 1996 the City Council and County Board allocated five percent of Keno proceeds to be targeted for prevention services. Lonn stated that the Keno Prevention Fund Board has invested 40 percent of the proceeds and that upon approval of the recommendations before the County Board they will have funded 37 agencies, for a total amount of \$325,156.

MOTION: Steinman moved and Heier seconded approval. On call Steinman, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

C. Authorization of the installation and removal of the following traffic signs:

- 7 Installation of a "No Outlet" sign on West Springview Road east of West High Ridge Road for eastbound traffic
- 7 Installation of a left curve sign on Northwest 112th Street south of West Bluff Road for southbound traffic
- 7 Removal of a "Farm Machinery" sign on Holdrege Street west of North 176th Street for eastbound traffic
- 7 Replacement of the "Dirt Road" sign with "Gravel Ends" sign on North 162nd Street south of Adams Street for southbound traffic

MOTION: Heier moved and Workman seconded approval. On call Heier, Workman, Hudkins, Campbell and Steinman voted aye. Motion carried.

D. Approval of a disbursement from the Lancaster County Leasing Corporation Renewal and Replacement Fund to Buller Fixture Company, in the amount of \$3,144.40, for an ice machine and accessories for Lancaster Manor. (1999170)

MOTION: Steinman moved and Hudkins seconded approval. On call Campbell, Steinman, Workman, Heier and Hudkins voted aye. Motion carried.

E. Recommendation from the Purchasing Agent and Lancaster Manor to award a bid to ASI Sign Systems, in the amount of \$11,088.60, for interior directional and informational ADA approved signs. (1999177)

MOTION: Steinman moved and Heier seconded approval. On call Heier, Workman, Steinman, Campbell and Hudkins voted aye. Motion carried.

F. A political subdivision tort claim filed against Lancaster County by Todd J Williams for damaged property, in the amount of \$200. (19982858)

Diane Staab, Deputy County Attorney, stated Sue Eckley, Risk Manager, investigated the claim and recommended denial. The County Attorney's Office noted there was no negligence found on the part of the County and concurred with the recommendation of the Risk Manager.

5) **NEW BUSINESS CONTINUED:**

MOTION: Hudkins moved and Heier seconded to accept the recommendation from the Risk Manager and the County Attorney's Office and deny the claim. On call Steinman, Hudkins, Heier, Workman and Campbell voted aye. Motion carried.

6) **CONSENT ITEMS:** These are items of business before the Lancaster County Board of Commissioners which have been previously supplied to each Commissioner in writing, which are relatively routine and which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

- A. Setting of a public hearing for Tuesday, February 16, 1999 at 1:30 p.m. in the County Commissioners/City Council Chambers, Room 112, on the first floor of the County-City Building for a manager application from Russell K LeMunyan in connection with a Class M (Bottle Club) liquor license for Lincoln Izaak Walton League located at 10801 South 134th Street in Lancaster County, Nebraska. (1999168)
- B. A contract rate plan agreement and customer change request between Aliant Cellular and the Sheriff's Office for a new cellular phone, in the amount of \$39, and air time, at rates as specified in the agreement. (1999158)

6) **CONSENT ITEMS CONTINUED:**

C. Contracts relating to road improvements with the following:

- 7 Paul W and Kristin B Oneth on West Fletcher Avenue near Northwest 112th Street, in the total amount of \$1,673.75 (2 contracts) (199975-199976)
- 7 Paul W Oneth on West Fletcher Avenue near Northwest 112th Street, in the total amount of \$1,909 (2 contracts) (199977-199978)
- 7 Dale H and Judith Borcher on West Fletcher Avenue near Northwest 112th Street, in the total amount of 4,479.25 (3 contracts) (199985-199987)
- 7 Robert T and Sharon K Meyer on West Fletcher Avenue near Northwest 123rd Street, in the total amount of \$730 (2 contracts) (1999174-1999175)
- 7 John J and Patricia A Sieber on Fletcher Avenue near North 84th Street, in the total amount of \$6,915 (3 contracts) (1999171-1999173)
- 7 Barbara J Barr on North 1st Street near Fletcher Avenue, in the amount of \$1,355 (1999176)

MOTION: Steinman moved and Workman seconded approval of the Consent Items. On call Workman, Campbell, Hudkins, Steinman and Heier voted aye. Motion carried.

7) **ADJOURNMENT:**

MOTION: Steinman moved and Hudkins seconded adjournment. On call Hudkins, Workman, Heier, Campbell and Steinman voted aye. Motion carried.

Gwen Thorpe
Deputy County Clerk